

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Title: ABSORBENT HYDROPHOBIC BORONATE GALACTOMANNAN  
COMPLEXES AND PROCESS FOR PRODUCING SAME

Appl. No.: 10/596,578

Applicant: Couffin *et. al.*

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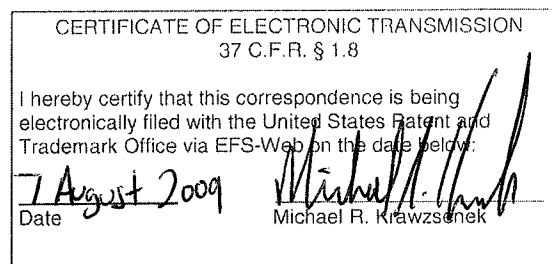
TC/A.U.: 3761

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**DECLARATION OF MR. FREDERIC PICARD**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Commissioner:

I, Frederic Picard, declare:

**A. BACKGROUND INFORMATION**

1. I am a citizen of Canada and reside 159 Daignault, St-Jean sur Richelieu, J2W 2E6 (Quebec) CANADA.

2. I am currently employed by Archer Daniels Midland Company, the assignee of the above-referenced U.S. patent application. My job title is Intellectual Property Manager, and I am

responsible for patent matters regarding the superabsorbent department. I have held this position for 3 years.

**B. FACTS RELATING TO MR. MOHAMMED BERRADA'S REFUSAL TO SIGN AN INVENTOR'S DECLARATION**

3. I understand that the U.S. Patent and Trademark Office is requesting additional information surrounding Mr. Mohammed Berrada's refusal to sign an inventor's declaration in the above-referenced application. To this end, I offer the following information.

4. I provided Mr. Berrada a copy of the specification (which included the claims and figures) on July 27, 2007 and an inventor's declaration on January 30, 2009. Copies of these documents are attached as Exhibit A. A copy of a correspondence forwarding these documents to Mr. Berrada and requesting that he sign the inventor's declaration is attached as Exhibit B. A copy of a communication by Mr. Berrada indicating his refusal to sign the inventor's declaration is attached as Exhibit C.

5. Mr. Berrada indicated his refusal to sign the inventor's declaration to me *via* email on February 4, 2009. Mr. Berrada informed me that he would not sign the inventor's declaration because of a situation of conflict.

**C. CONCLUSION**

6. I declare that all statements made above are true or at least believed to be true. Further these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that any such willful false statements may jeopardize the validity of the captioned patent application or any patent issued thereon.

06-19-09  
14-06-09  
Date

Frederic Picard  
Mr. Frederic Picard

## EXHIBIT A

## **TITLE OF THE INVENTION**

**ABSORBENT      HYDROPHOBIC      BORONATE  
GALACTOMANNAN COMPLEXES AND PROCESS FOR PRODUCING  
SAME.**

5                                      The present application claims the benefit of Canadian Application No. 2,507,121 filed May 12, 2005, the entire contents of which are incorporated by reference.

## **FIELD OF THE INVENTION**

10                                      The present teachings relate to absorbent hydrophobic galactomannan complexes. More specifically, but not exclusively, the present teachings relates to absorbent hydrophobic boronate galactomannan complexes and to a process for producing same.

## **BACKGROUND OF THE INVENTION**

15                                      Water absorbent materials, such as superabsorbent polymers, can be employed in various applications such as in disposable sanitary products (*i.e.* diapers, incontinence articles, feminine hygiene products, airlaids and absorbent dressings), household articles, sealing materials, humectants in agricultural products for soil conditioning, in oil-drilling fluids (*i.e.* lost-circulation material, fracturing fluids), anti-  
20                                      condensation coatings, in agricultural, horticultural and forestry applications for retaining water in the soil and for the release of water to the roots of plants and trees, in the textile industry, in printing applications, in absorbent paper products, in bandages and surgical pads (*i.e.* wound dressings), in ore treatments, in pet litter, in water treatment, in food pads (*i.e.* applications related to the transportation of fresh food and food packaging),  
25

in detergents, in fire-fighting gels, in sealing materials, as chemical absorbents for the cleanup of acidic and/or basic aqueous spills including water soluble chemical spills, as polymeric gels for the slow and controlled release of cosmetics and pharmaceuticals (also known as drug delivery systems), as airlaids, and finally in the manufacture of artificial snow. However, the primary use of superabsorbent polymers, also referred to a "SAPs", is in disposable personal hygiene products. Such products include, in increasing order of volume of superabsorbent materials used, diapers, training pants, adult incontinence products and feminine hygiene products.

Increased oil prices have had a negative impact on the superabsorbent industry such that natural polysaccharide-based superabsorbents have become an attractive alternative. Such natural superabsorbent materials can be readily obtained from renewable sources such as starch. Various absorbent compositions comprising polysaccharide-based superabsorbents have been proposed by Le Group Lysac Inc. Huppé *et al.* (CA 2,308,537) teach the use of biodegradable, glass-like pregelatinized starch as absorbents for liquids. Couture *et al.* (CA 2,362,006) teach the use of oligomeric polyethylene glycol crosslinked polysaccharides, in particular polyethylene glycol crosslinked starch as absorbent materials. Thibodeau *et al.* (CA 2,462,053) teach the use of crosslinked amylopectin as absorbent materials. Bergeron *et al.* (CA 2,426,478) teach the use of modified starches (*i.e.* crosslinked amylopectin) and mannose containing polysaccharides, ionic polysaccharides, gelling proteins and mixtures thereof in formulating absorbent materials. Berrada *et al.* (CA 2,483,049) teach the use of phyllosilicates dispersed in an absorbent polysaccharide matrix, as having

absorbent characteristics. Berrada (CA 2,519,417) teaches the use of guanidinated polysaccharides as absorbent materials.

The use of galactomannans, essentially cross-linked with borate, titanium or zirconium ions, as superabsorbent polysaccharides, has been disclosed in a number of patents: US P 3,661,154; US P 3,903,889; US P 4,624,868; US P 4,333,461; US P 5,532,350; US P 5,801,116; JP 2004-089401; JP 2004-075773; JP 2004-073370; JP 2004-066203; JP 2003-311150; JP 2003-154262; JP 2002-253961; JP 2002-035037; JP 2001-278998; JP 2002-037924; JP 2002-053859; JP 2001-120992; JP 2002-053859; JP 2001-226525 and JP 2001-122905. However, these polysaccharides suffer from syneresis and gel flowing problems. Crosslinking will seriously limit the manipulation of the absorbent materials, especially when shear thinning behavior is desired.

Complexes of aliphatic boronates with galactomannans have been disclosed by Bavouzet *et al.* (WO 97/47658). Complexes of aromatic boronates with galactomannans were disclosed by Bishop *et al.* (*Dalton Transactions*; 17; 2004; 2621-2634). PEG-diboronate galactomannan complexes have been disclosed by Coveney *et al.* (*Molecular simulation*, 2000, Vol. 25, pp. 265-299). Synthetic boronate polymer complexes with polysaccharides have also been disclosed by Miyazaki *et al.* (EP 0424168); Filipini (EP 0159521); Pelton *et al.* (WO 06/010268); and Destarac *et al.* (FR 2839723). However, these complexes were not disclosed as being absorbent materials.

There thus remains a need for absorbent hydrophobic boronate galactomannan complexes, as well as a process for producing same.

The present teachings seek to meet these and other needs.

The present teachings refer to a number of documents, the content of which is herein incorporated by reference in  
5 their entirety.

#### **SUMMARY OF THE INVENTION**

The present teachings broadly relate to novel absorbent or superabsorbent materials. More specifically, as broadly claimed, the present teachings relate to boronate-galactomannan  
10 complexes comprising a hydrophobic group, the boronate-galactomannan complexes having absorbent properties suitable for use in personal hygiene products. In an embodiment, the boronate-galactomannan complexes of the present teachings are dry, solid materials having good fluid-swelling properties and capable of gel forming upon contacting with a  
15 liquid.

In a further embodiment, the present teachings relate to the use of the boronate-galactomannan complexes comprising a hydrophobic group as absorbents in disposable sanitary products (*i.e.* diapers, incontinence articles, feminine hygiene products, airlaids and  
20 absorbent dressings), household articles, sealing materials, humectants in agricultural products for soil conditioning, in oil-drilling fluids (*i.e.* lost-circulation material, fracturing fluids), anti-condensation coatings, in agricultural, horticultural and forestry applications for retaining water in the soil and for the release of water to the roots of plants and trees, in the  
25 textile industry, in printing applications, in absorbent paper products, in bandages and surgical pads (*i.e.* wound dressings), in ore treatments, in pet litter, in water treatment, in food pads (*i.e.* applications related to the

transportation of fresh food and food packaging), in detergents, in fire-fighting gels, in sealing materials, as chemical absorbents for the cleanup of acidic and/or basic aqueous spills including water soluble chemical spills, as polymeric gels for the slow and controlled release of cosmetics and pharmaceuticals (also known as drug delivery systems), as airlaids, and finally in the manufacture of artificial snow.

In a further embodiment, the present teachings relate to the use of the boronate-galactomannan complexes comprising a hydrophobic group as absorbents for liquids, non-limitative examples of which include water, aqueous solutions, physiological fluids and saline solutions.

In yet a further embodiment, the present teachings relate to compositions including at least one boronate-galactomannan complex comprising a hydrophobic group, and a co-absorbent material.

Finally, in a further embodiment, the present teachings relate to processes for preparing boronate-galactomannan complexes, the boronate-galactomannan complexes comprising a hydrophobic group.

The foregoing and other objects, advantages and features of the present teachings will become more apparent upon reading of the following non restrictive description of illustrative embodiments thereof, given by way of example only with reference to the accompanying drawings.

#### **BRIEF DESCRIPTION OF THE DRAWINGS**

In the appended drawings:

**FIG. 1** is a graph illustrating the pH effect on the



performance characteristics of a boronate-galactomannan complex comprising a hydrophobic group, according to an embodiment of the present teachings.

#### **DETAILED DESCRIPTION OF ILLUSTRATIVE EMBODIMENTS**

5                               In order to provide a clear and consistent understanding of the terms used in the present specification, a number of definitions are provided below. Moreover, unless defined otherwise, all technical and scientific terms as used herein have the same meaning as  
10                               commonly understood to one of ordinary skill in the art to which the present teachings pertain.

                                  The use of the word "a" or "an" when used in conjunction with the term "comprising" in the claims and/or the specification may mean "one", but it is also consistent with the meaning of "one or more", "at least one", and "one or more than one". Similarly, the word  
15                               "another" may mean at least a second or more.

                                  As used in this specification and claim(s), the words "comprising" (and any form of comprising, such as "comprise" and "comprises"), "having" (and any form of having, such as "have" and "has"),  
20                               "including" (and any form of including, such as "include" and "includes") or "containing" (and any form of containing, such as "contain" and "contains"), are inclusive or open-ended and do not exclude additional, unrecited elements or process steps.

                                  As used in this specification and claim(s), the term "about" is used to indicate that a value includes an inherent variation of  
25                               error for the device or the method being employed to determine the value.

                                  As used in this specification, the term "percent" or "%"

refers to a percentage by weight (*i.e.* % (W/W)).

As used in this specification, the term "discrete particle" refers to individual particles.

As used in this specification, the term "Free Swell Capacity" (FSC), also called "Total Absorption", refers to the amount (g) of fluid absorbed per gram of the composition. Typical fluids are saline solutions (0.9% Weight/Weight NaCl solution, hereinafter called 0.9% NaCl solution or saline).

As used in this specification, the term "Centrifuge Retention Capacity" (CRC) also called "Retention", refers to the amount (g) of fluid retained per gram of the composition, following exposure of the composition to a centrifugation force of 250G. Typical fluids are saline solutions (0.9% Weight/Weight NaCl solution, hereinafter called 0.9% NaCl solution or saline).

As used in this specification, the term "Absorption Under Load" (AUL), at 0.3 PSI, 0.7 PSI or 0.9 PSI, also called "Absorption Against Pressure" (AAP), refers to the amount (g) of fluid absorbed per gram of the composition under a given applied pressure. Typical fluids are saline solutions (0.9% Weight/Weight NaCl solution, hereinafter called 0.9% NaCl solution or saline).

The present description refers to a number of chemical terms and abbreviations used by those skilled in the art. Nevertheless, definitions of selected terms are provided for clarity and consistency.

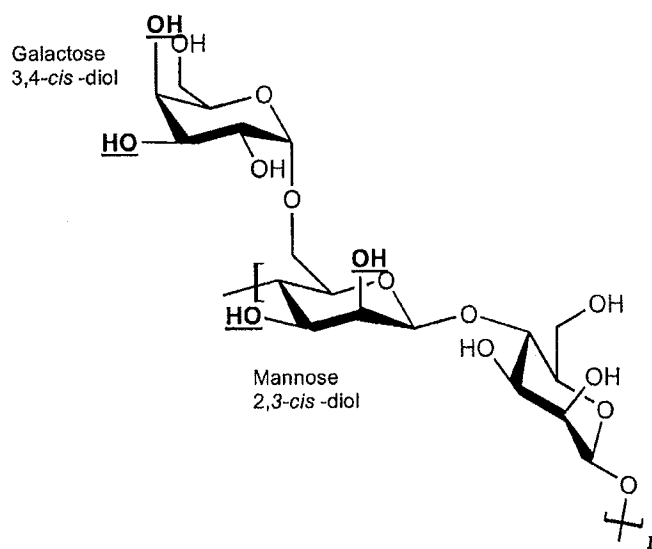
As used in this specification, the term "absorbent material" or "absorbent polymer" refers to materials in a dry, solid state, having good fluid-swelling properties and capable of gel forming upon

contacting with a fluid. Non limiting examples of such fluids are water, aqueous solutions, saline, or physiological fluids.

As used in this specification, the term "superabsorbent", "superabsorbent polymer" or "SAP" refers to absorbent materials capable of gel forming upon contacting with a fluid such as water, aqueous solutions, saline, or physiological fluids. Such materials are characterized a Centrifuge Retention Capacity (CRC) of at least 15 g/g.

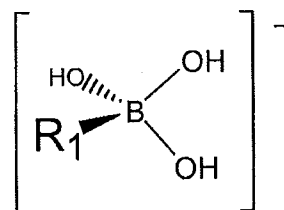
As used in this specification, the term galactomannan" refers to naturally occurring polysaccharides comprising a poly  $\beta$ -(1-4)-mannose backbone having varying degrees of branching (DB), and to which single D-galactopyranosyl residues are attached via  $\alpha$ -(1-6) linkages. Non-limiting examples of galactomannans are guar gum, locust bean gum, tara gum, fenugreek gum, mesquite gum and mixtures thereof. Endosperms of coffee (US 2004/0199943 A1), alfalfa, red-clover, and some soybeans (US 2004/0143871 A1) are also known to comprise galactomannans.

As used in this specification, the term "diol" refers to a pair of adjacent hydroxyl functions of galactomannans capable of reacting with complexing agents such as a boronate. Adjacent hydroxyl functions comprise a pair hydroxyl functions located on vicinal carbon atoms. As reported by Bishop *et al.* (*Dalton Transactions*; (17); 2004; 2621-2634), the 3,4 *cis*-diols on galactopyranosyl residues and the 2,3-*cis*-diols on the mannose backbone are diols capable of reacting with complexing agents (Scheme 1).



Scheme 1

As used in this specification, the term “boronate” or “boronates” refers to boron derivatives having the following general  
5 molecular structure:



wherein  $\text{R}_1$  is a hydrophobic group selected from the group consisting of aromatic groups, aliphatic groups and cyclic aliphatic groups.

As used in this specification, the term “complex”  
10 refers to boron-containing materials obtained by adding a boronate to a solution containing one or more galactomannans. The complexes of the present teachings are derived from interactions between the 3,4 *cis*-diols on galactopyranosyl residues and the 2,3-*cis*-diols on the mannose

backbone with boronates. Complexes between such 3,4 *cis*-diols or 2,3-*cis*-diols and boronates are known as diol boronic ester linkages.

As used in this specification, the term "hydrophobic", "hydrophobic moiety" or "hydrophobic group" refers to those compounds,  
5 groups or moieties being immiscible in water.

As used in this specification, the term "hydrophilic", "hydrophilic moiety" or "hydrophilic group" refers to those compounds, groups or moieties being miscible in water.

As used in this specification, the term "amphiphilic",  
10 "amphiphilic moiety" or "amphiphilic group" refers to those compounds, groups or moieties having both hydrophilic and hydrophobic properties.

As used in this specification, the term "aliphatic" or "aliphatic group" refers to, and is inclusive of, all non-aromatic acyclic or cyclic groups. The aliphatic moieties may be saturated or unsaturated, and  
15 may be substituted. Non-limiting examples of aliphatic groups include alkyl groups, alkenyl groups, alkynyl groups, cycloalkyl groups, and cycloalkenyl groups.

As used in this specification, the term "alkyl" refers to straight, branched or substituted chain radicals having up to twenty carbon  
20 atoms. Non-limiting examples include methyl, ethyl, propyl, butyl, pentyl, hexyl, heptyl, octyl, nonyl, decyl, isopropyl, isobutyl, isopentyl, neopentyl, isohexyl, isodecyl, 3-methylpentyl, 2,3,4-trimethylhexyl, sec-butyl, tert-butyl, or tert-pentyl.

As used in this specification, the term "alkenyl" refers  
25 to straight, branched or substituted chain radicals of 2 to 10 carbon atoms having one or more double bonds.

As used in this specification, the term "alkynyl" refers to straight, branched or substituted chain radicals of 2 to 10 carbon atoms having one or more triple bonds.

5 As used in this specification, the term "cycloalkyl" refers to cyclic chain radicals, optionally branched or substituted, having up to ten carbon atoms. Non-limiting examples include cyclopropyl, cyclobutyl, cyclopentyl and cyclohexyl.

10 As used in this specification, the term "cycloalkenyl" refers to cyclic chain radicals, optionally branched or substituted, of 2 to 10 carbon atoms having one or more double bonds. Non-limiting examples include cyclopentenyl and cyclohexenyl.

15 As used in this specification, the term "aromatic", "aromatic groups" or "aromatic moiety" refers to unsaturated conjugated cyclic hydrocarbons containing one or more rings. Aromatic groups include 5- and 6-membered single-ring groups.

20 As used in this specification, the term "granular material", "granules", "particles", "powders", "grains" or "dusts" refers to particulate matter in a finely divided state. Granular material can include highly pulverized material with very small diameters. The particles need not be of any particular shape, but can be spherical, roughly spherical, cubic, or non regular in shape.

25 As used in this specification, the term "particle size" refers to the largest dimension of the particle. The particle size can be directly determined using sieving methods, optical or scanning electron microscopes as well as by other well-known methods. The particle size is often considered the diameter of the particle.

As used in this specification, the term "alkaline" refers

to any pH greater than 7.0.

The present teachings broadly relate to absorbent boronate galactomannan complexes comprising a hydrophobic group. More specifically, the galactomannan is complexed with a boronate comprising a hydrophobic moiety. It was surprisingly discovered that such complexes exhibit absorbent characteristics similar to borax cross-linked galactomannans.

Efficient galactomannan-based absorbent materials are obtained by complexing the galactomannans with a boronate comprising a hydrophobic moiety. The hydrophobic moiety is selected from the group consisting of aromatic groups, aliphatic groups or cyclic aliphatic groups. Efficient absorbent materials are thus obtained without the need for cross-linking the galactomannans.

Boronates are well documented in the art to form complexes with the D-galactopyranosyl residues of galactomannans. Such D-galactopyranosyl residues are also known to be at the origin of the swelling characteristics of galactomannans. Hydrophobic pockets are created when a boronate comprising a hydrophobic moiety is complexed with the D-galactopyranosyl residues of galactomannans. Without being bound by any theory, it is believed that the hydrophobic pockets will become associated by means of weak Van der Waals interactions. Even though weak, it is believed that such interactions are sufficient to create a network of galactomannans having good swelling properties and efficient absorbent characteristics.

Gels of boronate-galactomannan complexes can be readily obtained by dispersing a galactomannan in an aqueous solution followed by the addition of a boronate comprising a hydrophobic moiety.

The resulting reaction mixture is stirred at alkaline pH until gel formation. In an embodiment of the present teachings, an alkaline pH of at least 8.5 was used.

5                   The boronates of the present teachings are amphiphilic in nature; the boronate, while bearing a hydrophobic moiety, being hydrophilic. Because of this amphiphilic character, the boronates only dissolve with great difficulty in water. However, the boronates readily dissolve in non-aqueous polar solvents, a non-limiting example of which includes tetrahydrofuran (THF).

10                   The boronate-galactomannan complexes of the present teachings can be prepared in accordance with a process in which a galactomannan is dispersed in an aqueous solution, followed by the addition of a boronate comprising a hydrophobic moiety. The resulting boronate-galactomannan complex is then recovered by precipitation from  
15                   one or more hydrophilic organic solvents. The precipitated boronate-galactomannan complex may then be optionally ground into a granular material having a particle size ranging from about 80 to about 800  $\mu\text{m}$ .

                  In an embodiment of the present teachings, the boronate galactomannan complexes are in a dry solid state. Such dry  
20                   boronate galactomannan complexes can be easily handled and stocked. In a further embodiment of the present teachings, the boronate galactomannan complexes are in a dry, solid granular state. In a further embodiment of the present teachings, the granular galactomannan complexes comprise a particle size ranging from about 80 to about 800  
25                    $\mu\text{m}$ . In yet a further embodiment of the present teachings, the granular galactomannan complexes comprise a particle size ranging from about 150 to about 600  $\mu\text{m}$ .



Dry boronate galactomannan complexes can be obtained by precipitating the complexes using hydrophilic organic solvents. Non-limiting examples of hydrophilic organic liquids as contemplated by the present teachings include C<sub>1</sub>-C<sub>3</sub> alcohols, acetone, and acetonitrile. In an embodiment of the present teachings, the boronate galactomannan complexes are precipitated using methanol. Once precipitated, the boronate galactomannan complexes may further processed such as by grinding.

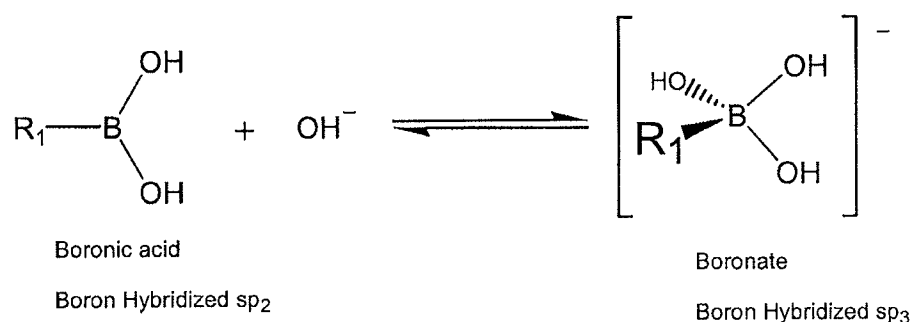
Non-limiting examples of galactomannans as contemplated by the present teachings include guar gum, locust bean gum, tara gum, fenugreek gum, mesquite gum and mixture thereof. The galactose to mannose ratio of galactomannans typically ranges from about 1:5 to about 1:1.

Guar gum, a typical galactomannan, is derived from ground endosperm of the guar plant, which is grown extensively in the semi-arid regions of Pakistan and India. As shown hereinabove in Scheme 1, the structure of guar gum comprises a random galactose to mannose ratio of about 1:1.6. This ratio is subject to fluctuations from crop to crop or from subspecies to subspecies (Jasinski *et al. J. Polym. Sci., part. B: Polym. Phys.* 1996, 34, 1477-1488).

Non-limiting examples of boronates as contemplated by the present teachings include phenyl boronate, phenethyl boronate, 2-naphtalen boronate, 3-biphenyl boronate, *trans*-1-octen-1-yl boronate and cyclohexyl boronate.

By virtue of their deficient valence, boronic acids possess a vacant p-orbital. This characteristic confers them unique properties as mild organic Lewis acids that can coordinate basic

molecules. As such, boronates can be readily obtained from the corresponding boronic acids under alkaline conditions as illustrated in Scheme 2. Typical alkaline conditions comprise a pH of at least 8.5.



5

### Scheme 2

Boronic acid, bearing a hydrophobic group, is dissolved in a suitable solvent such as water, aqueous alkaline solutions or non-aqueous polar solvents such as tetrahydrofuran (THF). The solution may be heated to increase the boronic acid solubility. As reported in the literature (Bishop *et al.*; *Dalton Transactions*; (17); 2004; 2621-2634; 10 Pezron, E. *et al. Macromolecules*, 1988, 21, 1121-1125; Jasinski *et al.*, *J. Polym. Sci. Part B: Polym. Phys.*, 1996, 34, 1477-1488), the type of boronate species present in solution is directly dependent on the pH of the solution. It was observed that an alkaline pH was particularly suitable for 15 generating boronates capable of complexing with galactomannans. Typical alkaline conditions comprise a pH of at least 8.5.

The absorbent boronate galactomannan complexes of the present teachings may be incorporated into absorbent personal hygiene products such as, for example, baby diapers, incontinence 20 products, sanitary napkins and the like. They may be also used in

absorbent members such as absorbent cores, airlaids or foamed structures.

The absorbent boronate galactomannan complexes of the present teachings may also be used in other applications such as in food pads, in agricultural and forestry applications for the retention of water in the soil and for the release of water to the roots of plants and trees; in fire-fighting techniques; in bandages and surgical pads; for the cleanup of acidic or basic solution spills, including water soluble chemical spills; as polymeric gels for the controlled release of cosmetics and pharmaceuticals (also known as drug delivery systems); and in artificial snow.

The absorbent boronate galactomannan complexes of the present teachings may be mixed with other co-absorbent materials to provide absorbent compositions. In an embodiment, the absorbent compositions comprise from about 1 to about 99% (w/w) of boronate galactomannan complex, and from about 99 to about 1% (w/w) of co-absorbent material. Non-limiting examples of co-absorbent materials include synthetic absorbent polymers, starch-based absorbents, ionic polysaccharides, fibers and mixtures thereof. In an embodiment of the present teachings, absorbent compositions are obtained by mixing one or more boronate galactomannan complexes with ionic polysaccharides; either cationic or anionic polysaccharides or mixtures thereof. In a further embodiment of the present teachings, absorbent compositions are obtained by mixing one or more boronate galactomannan complexes with one or more anionic polysaccharides.

Non-limiting examples of anionic polysaccharides as contemplated by the present teachings include carboxyalkyl

polysaccharides, carboxymethyl cellulose, carboxymethyl starch, oxidized polysaccharides, xanthan, carrageenans, pectin and mixtures thereof.

Non-limiting examples of fibers as contemplated by the present teachings include cellulose, viscose, rayon, cellulose acetate, polyamides (*i.e.* Nylon™), polyalkylenes, polyethylene, polypropylene, bi-component fibers, polyesters, polylactides, polypropanediols, Lyocell™, sphagnum and mixtures thereof.

Non-limiting examples of starch-based absorbents as contemplated by the present teachings include glass-like starches such as disclosed by Huppé *et al.* (CA 2,308,537); amylopectin networks such as disclosed by Thibodeau *et al.* (CA 2,462,053); starch agglomerates, hydroxyethyl starch, hydroxypropyl starch, carboxymethyl starch, starch nanocomposites such as disclosed by Berrada *et al.* (CA 2,483,049); and mixtures thereof.

The synthetic absorbent polymers to be used as co-absorbent materials in the absorbent compositions of the present teachings, are generally obtained from the polymerization, typically by radical or radical graft polymerization, of monomers, non-limiting examples of which include acrylic acid, acrylate salts, acrylic ester, acrylic anhydride, methacrylic acid, methacrylate salts, methacrylic esters, methacrylic anhydride, maleic anhydride, maleic salts, maleate esters, acrylamide, acrylonitrile, vinyl alcohol, vinyl pyrrolidone, vinyl acetate, vinyl guanidine, aspartic acid, aspartic salts and mixtures thereof.

The boronate galactomannan complexes of the present teachings, or absorbent compositions comprising such complexes, are used in methods for absorbing liquids. In an embodiment of the present teachings, one or more of the boronate galactomannan complexes

are contacted with a liquid to be absorbed. Non-limiting examples liquids as contemplated by the present teachings include water, aqueous solutions, physiological fluids and saline solutions. The boronate galactomannan complexes, or absorbent compositions comprising such complexes, upon contacting with the liquid(s) to be absorbed, will form a gel trapping the liquid(s) within.

## **EXPERIMENTAL**

### **Materials**

Guar gum (Procol®) was obtained from Polypro (Minneapolis, USA). Phenethyl boronic acid, phenyl boronic acid, *trans*-1-octen-1-yl boronic acid, cyclohexyl boronic acid, research grade methanol and sodium hydroxide were obtained from Sigma-Aldrich (St-Louis, USA). Hydrochloric acid was obtained from Labmat (Quebec city, Canada).

### **Convection oven**

Samples were dried using a Lab tray drier TY 2, National Drying Machinery Company, (Philadelphia, USA).

### **Grinder**

A Braun™ model KSM coffee grinder was used to grind the samples.

### **Test methods**

As discussed in Modern Superabsorbent Polymer Technology (Buchholz F. L. and Graham A. T. Eds., Wiley-VCH, New York, 1998, section 4.6.1. Swelling Capacity: Theory and Practice, p. 147), several methods of measurement are used in order to characterize the swelling capacity of a polymer. In the field of superabsorbents, the Gravimetric Swelling Capacity [also called the Free Swell Capacity (FSC)]

and the Centrifuge Capacity [also called the Centrifuge Retention Capacity (CRC)] are recommended methods. The FSC and the CRC were used to compare the swelling capacities of the obtained absorbent products.

#### **Tea bags for FSC and CRC measurements**

5                                      Tea bags (10 X 10 cm) were made from heat sealable Ahlstrom™ filter paper ( $16.5 \pm 0.5$ ) g/m<sup>2</sup>.

#### **FSC measurements**

   The Free Swell Capacity (FSC) in a 0.9% NaCl solution was determined according to the recommended test method  
10    440.2-02 from EDANA.

#### **CRC measurements**

   The Centrifuge Retention Capacity (CRC) in a 0.9% NaCl solution was determined according to the recommended test method 441.2-02 from EDANA.

15

### **EXAMPLES**

#### **COMPARATIVE EXAMPLE 1**

##### **PHENYLBORONATE GUAR COMPLEXES**

   A mixture comprising guar gum (6.00 g) and water (300 ml) was prepared and left to swell for at least 45 minutes. Phenyl  
20    boronic acid (1.34 g) was dissolved in water (40 ml) by increasing the pH of the solution to 13.0 by the addition of an aqueous sodium hydroxide solution (15%). The phenylboronate solution was added to the guar suspension and the resulting suspension stirred 30 minutes. Half of the resulting gel was blended with methanol (300 ml), triturated, and  
25    transferred into a beaker. The pH of the suspension was adjusted to 7.9

using hydrochloric acid (10%), under vigorous mechanical stirring. The final suspension was filtered, washed with methanol (3 X 50 ml), dried overnight in a convection oven at 60°C, and crushed with a mortar to provide a white granular material having a FSC of 51.2 g/g and a CRC of  
5 39.5 g/g.

### **COMPARATIVE EXAMPLE 2**

#### **PHENETHYLBORONATE GUAR COMPLEXES**

A mixture comprising guar gum (6.00 g) and water (300 ml) was prepared and left to swell for at least 45 minutes. Phenethyl  
10 boronic acid (1.67 g) was dissolved in water (40 ml) by increasing the pH of the solution to 13.0 by the addition of an aqueous sodium hydroxide solution (15%). The phenethylboronate solution was added to the guar suspension and the resulting suspension stirred 30 minutes. Half of the resulting gel was blended with methanol (300 ml), triturated, and  
15 transferred into a beaker. The pH of the suspension was adjusted to 7.9 using hydrochloric acid (10%), under vigorous mechanical stirring. The final suspension was filtered, washed with methanol (3 X 50 ml), dried overnight in a convection oven at 60°C, and crushed with a mortar to provide a white granular material having a FSC of 62.8 g/g and a CRC of  
20 45.4 g/g.

### **COMPARATIVE EXAMPLE 3**

#### **TRANS-1-OCTEN-1-YLBORONATE GUAR COMPLEXES**

A mixture comprising guar gum (6.00 g) and water (300 ml) was prepared and left to swell for at least 45 minutes. *Trans*-1-  
25 octen-1-ylboronic acid (1.73 g) was dissolved in THF (40 ml). The *trans*-1-octen-1-ylboronic acid solution was added to the guar suspension. The pH

of the suspension was increased to 10.0 by the addition of an aqueous sodium hydroxide solution (15%) and the suspension stirred 30 minutes. Half of the resulting gel was blended with methanol (300 ml), triturated, and transferred into a beaker. The pH of the suspension was adjusted to 8.0  
5 using hydrochloric acid (10%), under vigorous mechanical stirring. The final suspension was filtered, washed with methanol (3 X 50 ml), dried overnight in a convection oven at 60°C, and crushed with a mortar to provide a white granular material having a FSC of 94.8 g/g and a CRC of 68.4 g/g.

10

#### **COMPARATIVE EXAMPLE 4**

##### **CYCLOHEXYLBORONATE GUAR COMPLEXES**

A mixture comprising guar gum (6.00 g) and water (300 ml) was prepared and left to swell for at least 45 minutes. Cyclohexyl boronic acid (1.43 g) was dissolved in water (40 ml) by increasing the pH of  
15 the solution to 13.0 by the addition of an aqueous sodium hydroxide solution (15%). The cyclohexylboronate solution was added to the guar suspension and the resulting suspension stirred 30 minutes. Half of the resulting gel was blended with methanol (300 ml), triturated, and transferred into a beaker. The pH of the suspension was adjusted to 7.9  
20 using hydrochloric acid (10%), under vigorous mechanical stirring. The final suspension was filtered, washed with methanol (3 X 50 ml), dried overnight in a convection oven at 60°C, and ground to provide a white granular material having a FSC of 112.0 g/g and a CRC of 91.0 g/g.



**COMPARATIVE EXAMPLE 5****pH EFFECT ON THE PERFORMANCES CHARACTERISTICS OF  
PHENYLBORONATE COMPLEXES**

A mixture comprising guar gum (6.00 g) and water  
5 (300 ml) was prepared and left to swell for at least 45 minutes. Phenyl  
boronic acid (1.35 g) was dissolved in water (40 ml) by increasing the pH of  
the solution to 10.0 by the addition of an aqueous sodium hydroxide  
solution (15%). The phenylboronate solution was added to the guar  
suspension and the resulting suspension stirred 30 minutes. Half of the  
10 resulting gel was blended with methanol (300 ml), triturated, and  
transferred into a beaker. The pH of the suspension was adjusted to 6.0,  
7.0, 8.0, 9.0, 10.0 and 12.0 using hydrochloric acid (10%) and/or sodium  
hydroxide (15%), under vigorous mechanical stirring. The final suspension  
was filtered, washed with methanol (3 X 50 ml), dried overnight in a  
15 convection oven at 60°C, and crushed with a mortar to provide a white  
granular material having the FSC and CRC performance characteristics as  
illustrated in Figure 1.

It is to be understood that the invention is not limited  
in its application to the details of construction and parts as described  
20 hereinabove. The invention is capable of other embodiments and of being  
practiced in various ways. It is also understood that the phraseology or  
terminology used herein is for the purpose of description and not limitation.  
Hence, although the present teachings have been described hereinabove  
by way of illustrative embodiments thereof, it can be modified, without  
25 departing from the spirit, scope and nature of the subject teachings as  
defined in the appended claims.

**WHAT IS CLAIMED IS:**

1. An absorbent material comprising one or more absorbent boronate galactomannan complexes, the said boronate galactomannan complexes comprising a hydrophobic group.
- 5 2. The absorbent material of claim 1, wherein the hydrophobic group is selected from the group consisting of aromatic groups, aliphatic groups and cyclic aliphatic groups.
3. The absorbent material of claim 1, wherein the galactomannan is selected from the group consisting of guar gum, locust  
10 bean gum, fenugreek gum, tara gum, mesquite gum and mixtures thereof.
4. The absorbent material of claim 3, wherein the galactomannan comprises a galactose to mannose ratio ranging from about 1:5 to about 1:1.
5. The absorbent material of claim 1, wherein the  
15 boronate galactomannan complexes are solid materials.
6. The absorbent material of claim 5, wherein the solid materials comprise a granular material.
7. The absorbent material of claim 6, wherein the granular material comprises particles having a size ranging from about 80  
20  $\mu\text{m}$  to about 800  $\mu\text{m}$ .

8. Use of the absorbent material of claim 1, in products selected from the group consisting of diapers, incontinence articles, feminine hygiene products, airlaids, absorbent dressings, household articles, sealing materials, humectants, anti-condensation  
5 coatings, concrete products, litter products, soil conditioning products, mining fluids, oil drilling fluids, absorbent paper products, bandages, surgical pads, chemical absorbents, controlled release polymeric gels, artificial snow, fire-fighting gels, and food pads.

9. Use of the absorbent material of claim 1 for  
10 absorbing liquids selected from the group consisting of water, aqueous solutions, physiological solutions and saline solutions.

10. An absorbent composition comprising at least one absorbent material as defined in claim 1, and at least one co-absorbent material.

11. The absorbent composition of claim 10,  
15 wherein the co-absorbent material is selected from the group consisting of synthetic superabsorbent polymers, starch-based absorbents, ionic polysaccharides, fibers and mixtures thereof.

12. Use of the absorbent composition of claim 10,  
20 in products selected from the group consisting of diapers, incontinence articles, feminine hygiene products, airlaids, absorbent dressings, household articles, sealing materials, humectants, anti-condensation coatings, concrete products, litter products, soil conditioning products, mining fluids, oil drilling fluids, absorbent paper products, bandages,

surgical pads, chemical absorbents, controlled release polymeric gels, artificial snow, fire-fighting gels, and food pads.

**13.** Use of the absorbent composition of claim **10** for absorbing liquids selected from the group consisting of water, aqueous solutions, physiological solutions and saline solutions.

**14.** A method for absorbing liquids comprising contacting said liquids with the absorbent material of claim **1**.

**15.** The method of claim **14**, wherein the liquids are selected from the group consisting of water, aqueous solutions, physiological solutions and saline solutions.

**16.** A method for absorbing liquids comprising contacting said liquids with the absorbent composition of claim **10**.

**17.** The method of claim **16**, wherein the liquids are selected from the group consisting of water, aqueous solutions, physiological solutions and saline solutions.

**18.** A process for producing a boronate galactomannan complex comprising a hydrophobic group, said process comprising:

- a) dispersing a galactomannan in an aqueous solution producing an aqueous suspension;
- b) reacting a hydrophobic group containing boronate with said suspension, producing said boronate galactomannan complex;

c) recovering said boronate galactomannan complex.

**19.** The process of claim **18**, wherein the recovering comprises precipitating the boronate galactomannan complex from an organic hydrophilic solvent and drying the precipitated complex.

5                   **20.** The process of claim **19**, wherein the dried precipitated complex is ground.

**21.** The process of claim **18**, wherein the boronate is produced by dissolving a boronic acid in a suitable solvent followed by adjusting the pH of the solvent to alkalinity.

10                   **22.** The absorbent material of claim **1**, wherein the boronate galactomannan complexes are capable of forming a gel upon contacting with a liquid.

**23.** The absorbent composition of claim **10**, wherein the boronate galactomannan complexes are capable of forming a  
15   gel upon contacting with a liquid.

### **ABSTRACT OF THE DISCLOSURE**

Absorbent boronate-galactomannan complexes comprising a hydrophobic group are disclosed. The boronate-galactomannan complexes are solid materials capable of gel forming upon  
5 contacting with liquids. The boronate-galactomannan complexes are particularly suitable for absorbing liquids.

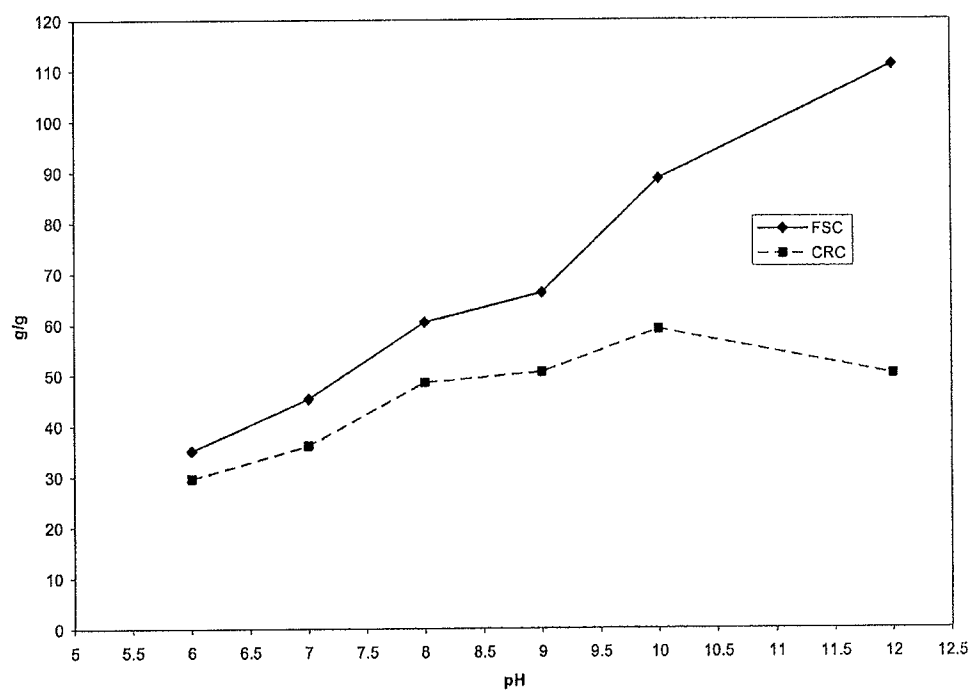


FIG. 1

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **ABSORBENT HYDROPHOBIC BORONATE GLACTOMANNAN COMPLEXES AND PROCESS FOR PRODUCING SAME**, the Specification of which:

☐ is attached hereto.  
☒ was filed on **June 16, 2006** as Application Serial No. **10/596,578**.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim priority benefits under Title 35, United States Code, § 119 or 365(b) of any foreign application(s) for patent, United States provisional application(s), or inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent, United States provisional application, or inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

PRIORITY APPLICATION(S)			Priority Claimed
PCT/CA2006/000772	WIPO	May 12, 2006	Yes
(Number)	(Country)	(Date Filed)	Yes/No
2,507,121	Canada	May 12, 2005	Yes
(Number)	(Country)	(Date Filed)	Yes/No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below or any PCT international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to



disclose all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application: NONE

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(Application Serial No.)	(Filing Date)	(Status)
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(Application Serial No.)	(Filing Date)	(Status)
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I hereby direct that all correspondence and telephone calls be addressed to Michael R. Krawzsenek, Fulbright & Jaworski L.L.P., 600 Congress Avenue, Suite 2400, Austin, Texas 78701, (512) 474-5201.

I HEREBY DECLARE THAT ALL STATEMENTS MADE OF MY OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS AND THE LIKE SO MADE ARE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, UNDER SECTION 1001 OF TITLE 18 OF THE UNITED STATES CODE AND THAT SUCH WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

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## EXHIBIT B

**Picard, Frederic**

**De:** Picard, Frederic  
**Envoyé:** 30 janvier 2009 10:11  
**À:** 'Mohammed Berrada'; 'berrada\_moh@hotmail.com'  
**Objet:** Documents  
**Pièces jointes:** Boronates-Cessions-Déclarations.pdf

[REDACTED]

J'ai également les documents en pièces jointes à vous faire signer (Declaration et Assignment). Vous pouvez retourner les pages signées par fax au 514-937-9578. Vous pouvez également les numériser (scanner) et me renvoyer les pages signées par courriel. Une réponse (positive ou négative) de votre part d'ici le 5 février serait fortement appréciée.

Bien à vous,

Frédéric Picard

[I also have the attached documents for you to sign. You could return us the signed pages by fax at 514-937-9578. You could also scan and send me back the signed pages by e-mail. An answer (either positive or negative) from your side would be much appreciated before February 5th.

Translation done by Frederic Picard June 18<sup>th</sup> 2009  
Fatima Nam

## EXHIBIT C

**Picard, Frederic**

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**De:** mohammed berrada [berrada\_moh@hotmail.com]

**Envoyé:** 4 février 2009 19:33

**À:** Picard, Frederic

**Objet:** RE: Documents

Monsieur Picard,

Suite à la demande de Mr Mark Roberts, il n'y aura dorénavant plus de communication entre nous. Toute demande ou échange de documents se fera à travers lui et mes avocats.

Merci.

M. Berrada

**CONFIDENTIALITY NOTICE:**

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Twice the fun— Share photos while you chat with Windows Live Messenger.

Mr Picard

Following a requirement by Mr. Mark Roberts, there will be no more communications between us. All demands or document exchange will be done between him and my lawyers.

Thanks

M. Berrada

Translation done by Frederic Picard June 18<sup>th</sup> 2009

Frederic Picard

2009-06-18